

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

NOTICE OF DOCUMENT DISCREPANCIES

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Clerk's Office File Stamp*
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

TO: ☐ U. S. DISTRICT JUDGE / ☐ U. S. MAGISTRATE JUDGE Miller *gk*
FROM: K. Hammerly, Deputy Clerk RECEIVED DATE: 8/11/2008
CASE NO.: 08cv1394 DOCUMENT FILED BY: Plaintiff Limpin
CASE TITLE: Limpin v. Astrue
DOCUMENT ENTITLED: Motion to Supplement Complaint Dated July 31, 2008

Upon the submission of the attached document(s), the following discrepancies are noted:

<input checked="" type="checkbox"/>	Local Rule	Discrepancy
<input type="checkbox"/>	5.1	Missing time and date on motion and/or supporting documentation
<input type="checkbox"/>	5.3	Document illegible or submitted on thermal facsimile paper
<input type="checkbox"/>	5.4	Document not filed electronically. Notice of Noncompliance already issued.
<input type="checkbox"/>	7.1 or 47.1	Date noticed for hearing not in compliance with rules/Document(s) are not timely
<input type="checkbox"/>	7.1 or 47.1	Lacking memorandum of points and authorities in support as a separate document
<input type="checkbox"/>	7.1 or 47.1	Briefs or memoranda exceed length restrictions
<input type="checkbox"/>	7.1	Missing table of contents
<input type="checkbox"/>	15.1	Amended pleading not complete in itself
<input type="checkbox"/>	30.1	Depositions not accepted absent a court order
<input checked="" type="checkbox"/>	X	Supplemental documents require court order
<input type="checkbox"/>		Default Judgment in sum certain includes calculated interest
<input checked="" type="checkbox"/>		OTHER: Amended complaint must be complete in itself.

Date forwarded: 8/11/2008

ORDER OF THE JUDGE / MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

- ☐ The document is to be filed nunc pro tunc to date received.
- ☒ The document is NOT to be filed, but instead REJECTED. and it is ORDERED that the Clerk serve a copy of this order on all parties.

Rejected document to be returned to pro se or inmate? ☐ Yes. Court Copy retained by chambers ☐

Counsel is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83.1

CHAMBERS OF: JEFFREY T. MILLER

Dated: 8/19/08
cc: All Parties,

By: *RJ*

FILED gk

REJECTED

KARL T. LIMPIN
3710 Wabash Avenue, Apt. #314, San Diego, CA 92104-3970
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Phone Number: (619) 729-4565

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

KARL T. LIMPIN, on behalf of himself)	CASE NO. 08cv1394 JM (RBB)
and all others similarly situated)	
)	MOTION TO SUPPLEMENT
)	COMPLAINT DATED JULY 31, 2008
Plaintiffs,)	
v.)	Federal Rules of Civil Procedure 15(d)
)	
MICHAEL J. ASTRUE, Commissioner of)	
the Social Security Administration)	
)	
Defendant)	

Plaintiff hereby moves and supplements Complaint dated July 31, 2008, Federal Rules of Civil Procedure ("FRCP") 15(d), and respectfully requests this Honorable ("Hon.") Court to order that this Supplemental Pleading be also served to defendant, 28 U.S.C. §1915.

Plaintiff hereby supplements Complaint and as Third Cause for Action alleges as follows:

THIRD CAUSE OF ACTION

Alleged Deprivation of Constitutional V Amendment Rights of life, liberty, or property without due process of law

In view of the allegations in the First and Second Causes of Action to the Complaint, plaintiff alleges that due to the Commissioner improperly calculates SSI benefit amounts by implementing SSI Federal "*maximum*" benefits shown in Attachment H to the Complaint attributed by 20 Code of Federal Regulations ("CFR") §416.410 *entitled* "Amount of Benefits but *reads* as Cost of Living Adjustments

CR